

SECOND REGULAR SESSION

# SENATE BILL NO. 862

94TH GENERAL ASSEMBLY

---

---

INTRODUCED BY SENATOR SHOEMYER.

Pre-filed December 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3236S.011

---

---

## AN ACT

To amend chapter 266, RSMo, by adding thereto one new section relating to private investigations for farm commodities, with a penalty provision.

---

---

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 266, RSMo, is amended by adding thereto one new  
2 section, to be known as section 266.127, to read as follows:

**266.127. 1. No private entity shall be authorized to enter onto  
2 any private property in this state to determine or verify the origin or  
3 source of a farm commodity, or to enforce any provisions of any trade  
4 agreements or contracts of the private entity associated with the use  
5 of a genetically-modified organism agricultural product without prior  
6 actual notification to the landowner and the appropriate local law  
7 enforcement agency. As used in this section, "prior actual notification"  
8 shall consist of notice in writing at least forty-eight hours, but no  
9 greater than thirty days, in advance of the date of the  
10 visit. Additionally, at the time of the visit, the private entity shall  
11 inform the landowner of the private entity's presence on the property  
12 and in the event the landowner is not reachable, the private entity  
13 shall leave notification of such visit in a prominent location or in a  
14 location with a reasonable likelihood of being seen by the landowner.**

**15 2. Nothing in this section shall be construed as providing a  
16 landowner or local law enforcement with the right to refuse such entry  
17 if such entry is otherwise lawful under state or federal law.**

**18 3. A first violation of the provisions of this section shall be  
19 considered trespass in the second degree under section 569.150, RSMo,  
20 and a second or subsequent violation shall be considered trespass in**

21 the first degree under section 569.140, RSMo. Any violator of the  
22 provisions of this section shall additionally be subject to a fine of not  
23 less than ten thousand dollars per violation.

✓

Unofficial

Bill

Copy